

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

SERGEI S. YATES, INDIVIDUALLY AND AS  
SOLE BENEFICIARY OF THE CHARLES B.  
YATES 1998 IRREVOCABLE TRUST NO. 2  
AND THE SERGEI S. YATES SETTLEMENT  
TRUST,

*Plaintiff,*

v.

ROY D. YATES, WINIFRED BENCHLEY,  
PNC BANK, AND ROBERT J. DELTUFO,  
ESQUIRE

*Defendants.*

**JURY TRIAL DEMANDED**

Civil Action No.  
3:13-cv-03951-PGS-TJB

**VOLUNTARY DISMISSAL OF DEFENDANT ROBERT J. DELTUFO, ESQ.  
PURSUANT TO RULE 41(a)(1)(A)**

Plaintiff Sergei S. Yates, by and through the undersigned counsel, files this voluntary dismissal without prejudice of Defendant Robert J. DelTufo, Esq. pursuant to Federal Rule of Civil Procedure 41(a)(1)(A).

Respectfully Submitted,

/s/ Danielle M. Weiss

DANIELLE M. WEISS, ESQ.

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Dated: October 18, 2013

**CERTIFICATE OF SERVICE**

I, Danielle M. Weiss, Esquire, hereby certify on this, the 18th day of October, 2013, a true and correct copy of the foregoing *Voluntary Dismissal of Defendant Robert J. DelTufo, Esq.* Pursuant to Rule 41(a)(1)(A) in the above captioned matter was filed via the E-Filing System and will be served upon the following parties electronically, via the Court's electronic filing system:

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By: /s/ Danielle M. Weiss